IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
 Marik, et al.

Serial No.: 10/806,961

Filed: March 23, 2004

For: Constrained Artificial Spinal Disc

Attorney Docket No. 31132.195 / PC1005.00

Sustained Spinal Disc

Sustained S

Mail Stop: Amendment Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION MAILED DECEMBER 17, 2008

I. Introductory Remarks

The present paper is being submitted in response to the Office Action mailed December 17, 2008.

No fees are believed necessary for consideration of the present paper. However, if any fees are necessary—including extension of time fees—the Commissioner is hereby authorized to charge any fees, including those for the extension of time, to Haynes and Boone, LLP's Deposit Account No. 08-1394.

The Listing of the Claims begins on page 2.

Remarks begin on page 8.